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| <b>From:</b>               | Stephen T. Scherrer              | <b>Direct Phone:</b>                     | 312.984.7753         |
| <b>E-Mail:</b>             | sscherrer@mwe.com                | <b>Direct Fax:</b>                       | 312.984.7700         |
| <b>Sent By:</b>            | Kim Meinert                      | <b>Direct Phone:</b>                     | 312.629.3986         |
| <b>Client/Matter/Tkpr:</b> | 47440/042/5334                   | <b>Original to Follow by Mail:</b>       | No                   |
|                            |                                  | <b>Number of Pages, Including Cover:</b> | 6                    |
| <b>Re:</b>                 | RCE for 09/901,250               |  |                      |

**Message:****CONFIRMATION OF RECEIPT REQUESTED****Attached:**

Facsimile Cover Sheet (1 p.);  
Certificate of Facsimile (1 p.);  
Fee Transmittal (1 p. - in dup.) and  
RCE Transmittal (1 p. - in dup.).

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U.S. practice conducted through McDermott Will & Emery LLP.  
227 West Monroe Street Chicago, Illinois 60606-5086 Telephone: 312.372.2000

CHI99 4379544-1.T05334.0011

PAGE 1/6 \* RCVD AT 10/25/2004 4:08:58 PM [Eastern Daylight Time] \* SVR:USPTO-EFAXF-1/6 \* DNIS:8729306 \* CSID: \* DURATION (mm-ss):02:36

In re Appln. of Tunney, et al.  
RCE for U.S. Patent Appln. No. 09/901,250  
"A Method for Cleaning Pressurized Containers  
Containing Chlorine Gas or Sulfur Dioxide Gas"  
Our Ref. No. 47440-042000

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CERTIFICATE OF FACSIMILE TRANSMISSION

Facsimile Date: October 25, 2004

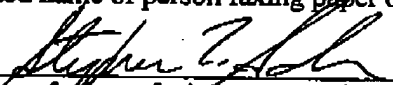
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Facsimile Cover Sheet (1 p.);  
Certificate of Facsimile (1 p.);  
Fee Transmittal (1 p. - in dup.) and  
RCE Transmittal (1 p. - in dup.).

are being transmitted by facsimile to Mail Stop RCE, Group Art Unit 1746, Commissioner  
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Stephen T. Scherrer

(Typed or printed name of person faxing paper or fee)

  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 790

## Complete if Known

Application Number 09/901,250  
Filing Date July 9, 2001  
First Named Inventor Joseph P. Tunney  
Examiner Name S. Chaudhry  
Art Unit 1746  
Attorney Docket No. 47440-042000

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 13-0206  
Deposit Account Name McDermott Will & Emery LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description        | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 790                      | 2001 395                      | Utility filing fee     |          |
| 1002 350                      | 2002 175                      | Design filing fee      |          |
| 1003 550                      | 2003 275                      | Plant filing fee       |          |
| 1004 790                      | 2004 395                      | Reissue filing fee     |          |
| 1005 160                      | 2005 80                       | Provisional filing fee |          |
| SUBTOTAL (1)                  |                               |                        | (\$ 0    |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims       | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Independent Claims | -20** = 0    | X 18           | = 0      |
| Multiple Dependent | -3** = 0     | X 88           | = 0      |

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description  | Fee Paid |
|-------------------------------|-------------------------------|--|----------|
| 1202 18                       | 2202 9                        | Claims in excess of 20                                     |          |
| 1201 88                       | 2201 44                       | Independent claims in excess of 3                          |          |
| 1203 300                      | 2203 150                      | Multiple dependent claim, if not paid                      |          |
| 1204 88                       | 2204 44                       | ** Reissue independent claims over original patent         |          |
| 1205 18                       | 2205 9                        | ** Reissue claims in excess of 20 and over original patent |          |
| SUBTOTAL (2)                  |                               |  | (\$ 0    |

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description  | Fee Paid |
|---------------|---------------|--|----------|
| 1051 130      | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 80       | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130      | 2053 130      | Non-English specification  |          |
| 1812 2,520    | 1812 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804 820*     | 1804 820*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*   | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110      | 2251 55       | Extension for reply within first month                                     |          |
| 1252 430      | 2252 215      | Extension for reply within second month                                    |          |
| 1253 980      | 2253 490      | Extension for reply within third month                                     |          |
| 1254 1,530    | 2254 765      | Extension for reply within fourth month                                    |          |
| 1255 2,080    | 2255 1,040    | Extension for reply within fifth month                                     |          |
| 1401 340      | 2401 170      | Notice of Appeal   |          |
| 1402 340      | 2402 170      | Filing a brief in support of an appeal                                     |          |
| 1403 300      | 2403 150      | Request for oral hearing   |          |
| 1451 1,510    | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110      | 2452 55       | Petition to revive - unavaidable   |          |
| 1453 1,330    | 2453 665      | Petition to revive - unintentional   |          |
| 1501 1,370    | 2501 685      | Utility issue fee (or reissue)   |          |
| 1502 490      | 2502 245      | Design issue fee   |          |
| 1503 680      | 2503 330      | Plant issue fee  |          |
| 1480 130      | 1480 130      | Petitions to the Commissioner  |          |
| 1807 50       | 1807 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1808 180      | 1808 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40       | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 790      | 2809 395      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 790      | 2810 395      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 790      | 2801 395      | Request for Continued Examination (RCE)                                    | 790      |
| 1802 900      | 1802 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 790

## SUBMITTED BY

Name (Print/Type) Stephen T. Scherer  
Signature *[Signature]*  
Registration No. (Attorney/Agent) 45,080  
Telephone 312.372.2000  
Date October 25, 2004

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Effective 10/01/2004, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 790

## Complete if Known

Application Number 09/901,250  
Filing Date July 9, 2001  
First Named Inventor Joseph P. Tunney  
Examiner Name S. Chaudhry  
Art Unit 1748  
Attorney Docket No. 47440-042000

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

13-0206

McDermott Will & Emery LLP

The Director is authorized to: (check all that apply)

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☒ Charge any additional fee(s) or any underpayment of fee(s)

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| 1004 790                      | 2004 395                      | Reissue filing fee     |          |
| 1005 160                      | 2005 80                       | Provisional filing fee |          |

SUBTOTAL (1) (\$ 0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* = 0 x 18 = 0  
Independent Claims  -3\*\* = 0 x 88 = 0  
Multiple Dependent  = 0

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description  | Fee Paid |
|-------------------------------|-------------------------------|--|----------|
| 1202 18                       | 2202 9                        | Claims in excess of 20                                     |          |
| 1201 88                       | 2201 44                       | Independent claims in excess of 3                          |          |
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| 1204 88                       | 2204 44                       | ** Reissue independent claims over original patent         |          |
| 1205 18                       | 2205 9                        | ** Reissue claims in excess of 20 and over original patent |          |

SUBTOTAL (2) (\$ 0

\*\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description  | Fee Paid |
|---------------|---------------|--|----------|
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| 1804 920*     | 2804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*   | 2805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
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| 1451 1,510    | 2451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110      | 2452 55       | Petition to revive - unavoidable   |          |
| 1453 1,330    | 2453 665      | Petition to revive - unintentional   |          |
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| 1460 130      | 2460 130      | Petitions to the Commissioner  |          |
| 1807 50       | 2807 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806 180      | 2806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40       | 28021 40      | Recording each patent assignment per property (times number of properties) |          |
| 1809 790      | 2809 395      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 790      | 2810 395      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 790      | 2801 395      | Request for Continued Examination (RCE)                                    | 790      |
| 1802 900      | 2802 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 790

## SUBMITTED BY

Name (Print/Type) Stephen J. Scherer Registration No. 45,080 Telephone 312.372.2000  
Signature [Signature] (Attorney/Agent) Date October 25, 2004

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# Request For Continued Examination (RCE) Transmittal

Address to:  
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Alexandria, VA 22313-1450

|                        |                  |
|------------------------|------------------|
| Application Number     | 09/901,250       |
| Filing Date            | July 9, 2001     |
| First Named Inventor   | Joseph P. Tunney |
| Art Unit               | 1748             |
| Examiner Name          | S. Chaudhry      |
| Attorney Docket Number | 47440-042000     |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☐ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/ Declaration(s)
    - ☐ Information Disclosure Statement (IDS)
    - ☒ Other Fee Transmittal and Certificate of Facsimile
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to
  - ☒ Deposit Account No. 13-0206
    - ☒ RCE fee required under 37 CFR 1.17(e)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other \_\_\_\_\_
  - ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |                            |                                   |                  |
|-------------------|----------------------------|-----------------------------------|------------------|
| Name (Print/Type) | Stephen T. Scherrer        | Registration No. (Attorney/Agent) | 45,080           |
| Signature         | <i>Stephen T. Scherrer</i> | Date                              | October 25, 2004 |

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

|                   |                            |      |                  |
|-------------------|----------------------------|------|------------------|
| Name (Print/Type) | Stephen T. Scherrer        | Date | October 25, 2004 |
| Signature         | <i>Stephen T. Scherrer</i> |      |                  |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|                        |                  |
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| Examiner Name          | S. Chaudhry      |
| Attorney Docket Number | 47440-042000     |

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- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Fee Transmittal and Certificate of Facsimile

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- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  
The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-0206
- a. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |                            |                                   |                  |
|-------------------|----------------------------|-----------------------------------|------------------|
| Name (Print/Type) | Stephen T. Scherrer        | Registration No. (Attorney/Agent) | 45,080           |
| Signature         | <i>Stephen T. Scherrer</i> | Date                              | October 25, 2004 |

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|                   |                            |      |                  |
|-------------------|----------------------------|------|------------------|
| Name (Print/Type) | Stephen T. Scherrer        | Date | October 25, 2004 |
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